



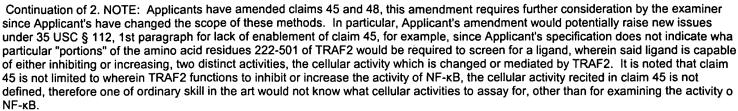
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APPLICATION NO.	. FILING DATE _	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/155,676	01/04/1999	DAVID WALLACH	WALLACH=21	8997	
1444	7590 09/04/2003				
BROWDY AND NEIMARK, P.L.L.C. 624 NINTH STREET, NW SUITE 300			EXAM	EXAMINER	
			EPPS FORD, JANET L		
WASHINGTO	NGTON, DC 20001-5303		ART UNIT	PAPER NUMBER	
			1635	40	
			DATE MAILED: 09/04/2003		

Please find below and/or attached an Office communication concerning this application or proceeding.

,	Application No.	Applicant(s)				
Advisory Action	09/155,676	WALLACH ET AL.				
navioury nous.	Examiner	Art Unit				
	Janet L. Epps-Ford, Ph.D.	1635				
The MAILING DATE of this communication appe	ars on the cover sheet with the c	orrespondence add	ress			
THE REPLY FILED 06 August 2003 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.						
PERIOD FOR REPLY [check either a) or b)]						
a) The period for reply expiresmonths from the mailing date of the final rejection. b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension see have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension see under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or						
(2) as set forth in (b) above, if checked. Any reply received by the Offic timely filed, may reduce any earned patent term adjustment. See 37 C	FR 1.704(b).	-	ction, even if			
1. A Notice of Appeal was filed on Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.						
2. The proposed amendment(s) will not be entered be	ecause:					
(a) ☑ they raise new issues that would require further consideration and/or search (see NOTE below);						
(b) ☐ they raise the issue of new matter (see Note below);						
(c) 🔯 they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or						
(d) they present additional claims without canceli	ng a corresponding number of fi	nally rejected claim	s.			
NOTE: <u>See Continuation Sheet.</u> 3.⊠ Applicant's reply have overcome the following rejection(s): <u>See Continuation Sheet.</u>						
4. Newly proposed or amended claim(s) would canceling the non-allowable claim(s).	be allowable if submitted in a se	eparate, timely filed	amendment			
5. ☐ The a) ☐ affidavit, b) ☐ exhibit, or c) ☐ request for application in condition for allowance because:		dered but does NO	T place the			
6. The affidavit or exhibit will NOT be considered becaraised by the Examiner in the final rejection.	ause it is not directed SOLELY t	o issues which were	e newly			
7. For purposes of Appeal, the proposed amendment explanation of how the new or amended claims we			and an			
The status of the claim(s) is (or will be) as follows:						
Claim(s) allowed: <u>52-54 and 65-68</u> .						
Claim(s) objected to:	•					
Claim(s) rejected: <u>13-16, 20-22, 30, 43-50, 55-60, 62</u>	-64, 69-71, 73-75, and 77-79 remai	n rejected for the rea	sons of record.			
Claim(s) withdrawn from consideration:						
8. $\hfill \square$ The proposed drawing correction filed on is	a)☐ approved or b)☐ disapp	roved by the Exami	iner.			
9. Note the attached Information Disclosure Statemer	nt(s)(PTO-1449) Paper No(s)	 •				
10.⊠ Other: <u>See attached</u>						





Continuation of 3. Applicant's reply has overcome the following rejection(s): the rejection of claims 45-48 and 64 under 35 USC § 112, 2nd paragraph.

SEAN McGARRY PRIMARY EXAMINER

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